IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA

CALVIN R. LUCKEY and wife,)	
PEGGY G. LUCKEY, et al,)	
)	
Plaintiffs,)	CIVIL ACTION NO.:
)	
VS.)	3:98CV394
)	
ACandS, INC., et al,)	
)	
Defendants.)	
)	

ORDER OF DISMISSAL OF DEFENDANT

This Court, with the consent and approval of the parties, hereby dismisses with prejudice, Plaintiffs' Complaints, for Plaintiffs Floyd James Bowman; Willie James Burt, Jr.; Richard Allen Jones, Sr. and wife, Judy Fink Jones; Clement "Ray" Keene and wife, Barbara Jo Keene; Judy Martin, Individually and as Executrix of the Estate of Ray E. Martin, Deceased; Jimmy Wayne Neal, Sr. and wife, Ada Doreen Kronenberg Neal; John Adam Noble III and wife, Wendy Noble; Gene Alvin Shires and wife, Helen Shires; John Wesley Smith and wife, Betty M. Smith; David Richard Turner; and David Ray Whiteside, Sr. and wife, Linda Lambert Whiteside; only, in the above-styled cause of action, against Defendant D. B. Riley, Inc, f/k/a Riley Stoker Corporation.

Signed: August 11, 2006

Lacy H. Thornburg United States District Judge

PREPARED AND SUBMITTED BY:

/s/ E. Elaine Shofner

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vs.)	3:98CV394
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CERTIFICATE OF SERVICE

I hereby certify that on August 10, 2006, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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and I certify that I have mailed the document to the following non CM/ECF participant:

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